

07/841,910 02/26/92 WARD

18M2/0518

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1280-4014-	
EXAMINER	
CRANE, L	
ART UNIT	PAPER NUMBER

40

1803  
DATE MAILED:

05/18/95

This is a communication from the examiner in charge of your application.  
COMMISSIONER OF PATENTS AND TRADEMARKS

☒ This application has been examined ☒ Responsive to communication filed on 01/13/95 ☒ This action is ma

A shortened statutory period for response to this action is set to expire 3 month(s), ----- days from the date of this letter.  
Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

**Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:**

- |   |   |
|---|---|
| 1. <input type="checkbox"/> Notice of References Cited by Examiner, PTO-892.        | 2. <input type="checkbox"/> Notice of Draftsman's Patent Drawing Review, P  |
| 3. <input type="checkbox"/> Notice of Art Cited by Applicant, PTO-1449.             | 4. <input type="checkbox"/> Notice of Informal Patent Application, PTO-152. |
| 5. <input type="checkbox"/> Information on How to Effect Drawing Changes, PTO-1474. | 6. <input type="checkbox"/> -----   |

**Part II SUMMARY OF ACTION**

1. ☒ Claims 152-155, 158-161 and 164-174 ----- are pending in the app  
Of the above, claims ----- are withdrawn from consid
2. ☐ Claims ----- have been cancelled.
3. ☒ Claims 164-166 and 173 ----- are allowed.
4. ☒ Claims 152-154, 158-161, 167-172 and 174 ----- are rejected.
5. ☐ Claims ----- are objected to.
6. ☐ Claims ----- are subject to restriction or election requiremer
7. ☐ This application has been filed with informal drawings under 37 C.F.R. 1.85 which are acceptable for examination purposes.
8. ☐ Formal drawings are required in response to this Office action.
9. ☐ The corrected or substitute drawings have been received on ----- Under 37 C.F.R. 1.84 these drawing  
are ☐ acceptable; ☐ not acceptable (see explanation or Notice of Draftsman's Patent Drawing Review, PTO-948).
10. ☐ The proposed additional or substitute sheet(s) of drawings, filed on ----- has (have) been ☐ approved by the  
examiner; ☐ disapproved by the examiner (see explanation).
11. ☐ The proposed drawing correction, filed -----, has been ☐ approved; ☐ disapproved (see explanation).
12. ☐ Acknowledgement is made of the claim for priority under 35 U.S.C. 119. The certified copy has ☐ been received ☐ not been re  
☐ been filed in parent application, serial no. -----; filed on -----.
13. ☐ Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in  
accordance with the practice under Ex parte Quayle, 1935 C.D. 11; 453 O.G. 213.
14. ☐ Other

IN 07/841,910

EXAMINER'S ACTION

PTOL-326 (Rev. 2/93)

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The Group and/or Art Unit location of your application in the PTO has changed. To aid in correlating any papers for this application, all further correspondence regarding this application should be directed to Group 1800, Art Unit 1803.

5        The claims remaining in the case are **152-155, 158-161 and 164-174**.

Applicant's submission of a terminal disclaimer is herein noted. This document has been entered as paper no. 35 and the disclaimer has been approved.

10        Claims **152-155, 158-161, 167-172 and 174** rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

15        In claims **167 and 174** the variables "m", "n" and "p" have not been defined thus rendering the instant claims indefinite. In addition, in claims **167 and 174** the square brackets around the large first-appearing chemical structures are incorrect (this structure is already in both of these claims) and the subsequent structures not square bracketed should have been so bracketed as they were not included  
20        in the noted claims previously.

Applicant's arguments with respect to claims **167 and 174** have been considered but are deemed to be moot in view of the new grounds of rejection.

Claims **164-166 and 173** appear to be allowable.

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Applicant's amendment necessitated the new grounds of rejection. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 C.F.R. §1.136(a).

5       A SHORTENED STATUTORY PERIOD FOR RESPONSE TO THIS  
FINAL ACTION IS SET TO EXPIRE THREE MONTHS FROM THE  
DATE OF THIS ACTION. IN THE EVENT A FIRST RESPONSE IS  
FILED WITHIN TWO MONTHS OF THE MAILING DATE OF THIS  
10       FINAL ACTION AND THE ADVISORY ACTION IS NOT MAILED UNTIL  
AFTER THE END OF THE THREE-MONTH SHORTENED STATUTORY  
PERIOD, THEN THE SHORTENED STATUTORY PERIOD WILL EXPIRE  
ON THE DATE THE ADVISORY ACTION IS MAILED, AND ANY  
EXTENSION FEE PURSUANT TO 37 C.F.R. §1.136(a) WILL BE  
15       CALCULATED FROM THE MAILING DATE OF THE ADVISORY  
ACTION. IN NO EVENT WILL THE STATUTORY PERIOD FOR  
RESPONSE EXPIRE LATER THAN SIX MONTHS FROM THE DATE OF  
THIS FINAL ACTION.

20       Papers related to this application may be submitted to Group  
1800 via facsimile transmission(FAX). The transmission of such  
papers must conform with the notice published in the Official Gazette  
(1096 OG 30, November 15, 1989). The telephone numbers for the  
FAX machines now operated by Group Art Unit 1803 is  
(703) **308-4227**.

25       Any inquiry concerning this communication or earlier  
communications from the examiner should be directed to Examiner L.  
E. Crane whose telephone number is 703-**308-4639**. The examiner

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can normally be reached between 9:30 AM and 5:00 PM, Monday through Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Douglas W. Robinson, can be reached on  
5 (703)-308-2897.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group 1800 receptionist whose telephone number is 703-**308-0196**.

LECrane:lec

10 5/12/95



DOUGLAS W. ROBINSON  
SUPERVISORY PATENT EXAMINER  
GROUP 1800